

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SJC II/FOURTH AND HAVEN, LLC,)
)
Plaintiff,)
vs.)
)
DANIELLE WELLBROCK, *et al.*,)
)
Defendants.)
_____)

Case No.: 2:19-cv-01306-GMN-DJA

ORDER

Pending before the Court is the Report and Recommendation of United States Magistrate Judge Daniel J. Albregts, (ECF No. 3), which recommends that the case be **DISMISSED without prejudice** as this Court lacks subject matter jurisdiction and that Defendant Trevor Monroe's application to proceed in forma pauperis, (ECF No. 1), be **DENIED as moot**.

Defendant Trevor Monroe has failed to update his address with the Court pursuant to Local Rule IA 3-1, which provides that failure to comply may result in "the dismissal of the action, entry of default judgment, or other sanctions as deemed appropriate by the court." D. Nev. Local R. IA 3-1.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a de novo determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct "any review at all . . . of any issue that is not the subject of an

1 objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Indeed, the Ninth Circuit has recognized
2 that a district court is not required to review a magistrate judge’s report and recommendation
3 where no objections have been filed. *See, e.g., United States v. Reyna–Tapia*, 328 F.3d 1114,
4 1122 (9th Cir. 2003).

5 Here, no objections were filed, and the deadline to do so has passed.

6 Accordingly,

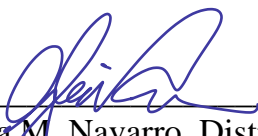
7 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 3), is
8 **ACCEPTED and ADOPTED** in full.

9 **IT IS FURTHER ORDERED** that this case is **DISMISSED without prejudice** as this
10 Court lacks subject matter jurisdiction.

11 **IT IS FURTHER ORDERED** that Defendant Trevor Monroe’s application to proceed
12 *in forma pauperis*, (ECF No. 1), is **DENIED as moot**.

13 The Clerk of Court shall close this case and enter judgment accordingly.

14 **DATED** this 31 day of March, 2020.

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18 Gloria M. Navarro, District Judge
19 United States District Court
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